

BEFORE THE
BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Petition for Interim
Suspension Order Against:

DARYL SCOTT WOLFE,

Pharmacist License No. RPH 46273

Respondent.

Case No. 5825

OAH No. 2016050553

INTERIM SUSPENSION ORDER
(Bus. & Prof. Code, § 494)

This matter is currently set for hearing on May 31, 2016, on a Petition for Interim Suspension Order. Complainant is represented by Joshua A. Room, Deputy Attorney General. Respondent is represented by Michael J. Khouri, Attorney at Law.

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On May 11, 2016, complainant filed a Petition for Interim Suspension Order pursuant to Business and Professions Code section 494, subdivision (a). On May 26, 2016, the parties filed a Stipulation to Interim Suspension Order and Waiver of Accusation Deadline (stipulation). Pursuant to the stipulation, the parties agreed that an Interim Suspension Order would immediately issue against pharmacist license number RPH 46273 from the Office of Administrative Hearings prohibiting respondent from practicing as a pharmacist or performing any tasks for which a pharmacist license is required. The parties also agreed that the May 31, 2016, hearing date should be removed from the calendar. Respondent further agreed to waive and extend the otherwise applicable deadlines for filing and prosecution of an accusation set forth in Business and Professions Code section 494 to at least 60 days following issuance of the Interim Suspension Order, and that the Interim Suspension Order would remain in effect notwithstanding any failure of complainant to meet said deadlines during the extension period.

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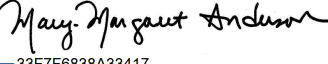
The undersigned having reviewed the Petition for Interim Suspension Order and the Stipulation to Interim Suspension Order and Waiver of Accusation Deadline, and good cause appearing, it is hereby ordered that Pharmacist License No. RPH 46273, issued to respondent

Daryl Scott Wolfe, is immediately SUSPENDED. Respondent shall be and hereby is immediately restrained and prohibited from practicing as a pharmacist in California or performing any tasks for which a pharmacist license is required. This Order shall remain in effect pending a final decision and order on the accusation to be filed by the Board of Pharmacy pursuant to Business and Professions Code section 494, in accordance with the waiver and extension of deadlines agreed to by respondent. If an accusation is not filed and served upon respondent within the agreed timeline (i.e., within 60 days following issuance of the Interim Suspension Order), this Order shall be dissolved unless a further extension of the deadlines set forth in Business and Professions Code section 494 is agreed to by the parties.

It is further ordered that the May 31, 2016, hearing date is hereby VACATED.

Petitioner shall serve this Order on respondent and his counsel by overnight mail.

DATED: May 26, 2016

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CHERYL R. TOMPKIN
Presiding Administrative Law Judge
Office of Administrative Hearings